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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

LLOYD MOORE.

Plaintiff.

-against-

THE CITY OF NEW YORK, POLICE OFFICER "JANE DOE", SHIELD NUMBER UNKNOWN, AND POLICE OFFICER "JOHN DOE", SHIELD NUMBER UNKNOWN

STIPULATION AND ORDER OF WITHDRAWAL AND DISMISSAL OF ALL CLAIMS BROUGHT AGAINST THE CITY OF NEW YORK

08 Civ. 3487 (LAK)

Defendants,

WHEREAS, plaintiff Lloyd Moore commenced this action by filing a complaint on or about April 10, 2008 in the Southern District of New York; and

WHEREAS, the City of New York, is named as a defendant in this case; and

WHEREAS, defendant City of New York denies any and all liability arising out of plaintiff's allegations; and

WHEREAS, plaintiff Lloyd Moore wishes to withdraw and discontinue his claims against defendant City of New York in this action;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for plaintiff Lloyd Moore and defendant City of New York, as follows:

 Any and all claims against defendant City of New York are withdrawn and discontinued, with prejudice and without fees or costs to any party.

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2. Lloyd Moore does hereby release and discharge defendant City of New York from any and all claims which were or could have been alleged on behalf of plaintiff in the aforementioned action arising out of the events alleged in the complaint in said action, including all claims for attorney's fees, expenses and costs.

Dated: New York, New York

July <u>28</u> 2008

Jeffrey Pollack, Esq.

Tracie A. Sundack & Associates, LLC Attorneys for plaintiff Lloyd Moore

ollack (J PAN

19 Court Street

3rd Floor White Plans

Corporation Counsel of the City of New York Attorney for Defendant City of New York,

100 Church Street

Room 3-186

New York, New York 10007

MICHAEL A, CARDOZO

(212) 788-0893

Assistant Corporation Counsel

SO ORDERED:

Honorable Lewis A. Kaplan

United States District Judge, S.D.N.Y.

74/06